IN THE HIGH COURT OF JUDICATURE AT BOMBAY
IN INSOLVENCY
Notice of Motion No. 108 of 2006
in
INSOLVENCY PETITION NO. 55 OF 1996

Re: Harkishan K. Kothari & ors. .. Insolvents.
Ex parte: .
Bank of Baroda ... Petitioning Creditor.

1. Harkishan K. Kothari and anr. ... applicants.
   vs.
   The Official Assignee & anr. ... Respondents

Mentioned not on board.
Mrs. Jyotsna V. Vyas for applicants.
Mr. Y.C. Parikh Official Assignee present.

CORAM: **D.G. KARNIK J**.
DATE: 7/7/2006

P.C.:

Heard counsel for the parties.

Not on Board. Taken up on a prcepie and mentioned by the counsel for the applicants. Counsel for the petitioning creditor submits that he has no objection if one of the insolvents is required to stay in India. Counsel further stated that this would secure presence of the other whenever necessary. In the circumstances the passport of Prafulla H. Kothari, applicant no.2 be returned to her on her furnishing an undertaking that she would return to India within a period of six months and on her return she would re-deposit her passport with the Official Assignee. Motion disposed of accordingly.

(D.G. KARNIK J.)